

FILING REQUIREMENTS FOR WATER SUPPLY CONTRACTS AND AMENDMENTS

§295.101. Documents To Be Filed.

(a) Application forms are available upon request from the executive director, but use of the forms is not required if the necessary information is supplied.

(b) A water supply contract to be submitted to the executive director in accordance with §297.101 of this title (relating to General; Exceptions) shall be accompanied by a vicinity maps showing the diversion point and place of use, and the contractual terms shall include the following:

(1) The cost of water to the purchaser, expressed as a cost per unit of measure;

(2) The effective date and termination date of the contract;

(3) The average quantity of water being furnished on an annual basis or, if the contract is for less than one year, the total quantity being furnished;

(4) The location of the purchaser's diversion point with reference to a corner of an original land survey and/or other survey point, giving both course and distance; and

(5) A statement that the contract's effectiveness is dependent upon the supplier's and/or the purchaser's compliance with this section and Chapter 297 Subchapter J of this title (relating to Water Supply Contracts and Amendments).

(c) If required to file an application for a contractual amendment in accordance with §297.102 of this title (relating to When Application Required), the supplier shall also submit a vicinity map and a copy of the related contract which conform to the requirements of subsection (b) of this section.

(d) If the holder of a contractual permit or amendment wishes to relinquish the contractual permit or amendment and file the contract under these sections, the holder may do so by:

(1) submission of a sworn statement to the executive director which states the contractual permit holder's intent to relinquish the contractual permit and to thereafter file the contract in accordance with these sections, and

(2) submission of a water supply contract which is in compliance with subsection (b) of this section, and §297.103 of this title (relating to Special Requirements for Downstream Sales of Water from a Storage Reservoir). Relinquishment of a contractual permit or amendment is effective upon receipt of a properly executed statement by the contractual permit holder and the filing by the executive director of the substituted water supply contract.